



Atty. Docket: DEXNON/110/PC/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Colin Beveridge

Application No.: 09/868,880

Examiner: J. R. Pierce

Filing Date: 1/18/2002

Group Art Unit: 1771

For: Nonwoven For Polymer Moulding Applications

To: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450

Sir:

RESPONSE TO RESTRICTION OR ELECTION REQUIREMENT

The Office Communication dated 9/8/2003 for the above application imposed a two way restriction requirement between the asserted inventions of Groups:

- I. claims 1-14, 17-18 and 20; drawn to a nonwoven composite; and
- II. claims 15-16 and 19; drawn to a method of making a nonwoven composite.

In order to strictly comply with the Examiner's requirement in the above restriction requirement, and without agreeing to the propriety of the restriction requirement, Applicant elects, with traverse, the invention of Group I, including claims 1-14, 17-18 and 20 drawn to a nonwoven composite .

MPEP section 803 states (underlining added) "If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions."

The restriction requirement respectfully appears too restrictive. The Examiner has not shown it would be a "serious burden" to perform a complete search and examination on all of the claims as originally filed. Since the Examiner has not made any showing of undue burden, each of the above requirements for restriction and election is respectfully

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traversed and the Examiner is respectfully urged to withdraw or modify the same.

Respectfully submitted,

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